IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY FIFTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

-

WRIT PETITION NO : 19203 of 2004

Between:

Karlapudi Devendra Babu, s/o K.V.Krishna Rao,
r/o H.No.13-67, Poranki Village, Penamaluru (M), Krishna District.

..... PETITIONER

AND

1 The Deputy Commissioner, Endowments Department,

Kakinada, E.G.District.
2 Sri Vasanta Venugopala & Anjaneya Swamy Temple,

Poranki (V), Penamaluru (M), Krishna District,
rep., by its Executive Officer

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ or direction more particularly one in the nature of writ of mandamus, or any other appropriate writ, declaring the action of the 1st respondent in not disposing the representation dt. 25-07-2004 made by the petitioner for lease holding rights for the years 2005-2006 and 2006-2006 i.e., for a period of 2 years, in respect of the land to an extent of Ac.7.75 cents, as illegal, arbitrary and violative of Constitutional provisions, and consequently direct the 1st respondent herein to dispose of the representation dt.25-07-2004 within stipulated time.

Counsel for the Petitioner: MR.METTACHENDRA SEKHAR RAO

Counsel for the Respondent Nos.1 & 2: GP FOR ENDOWMENTS

The Court made the following :

ORDER:

The petitioner claims to be the highest bidder in the public auction conducted on 16-6-2004 for lease hold rights in respect of the land belonging to the 2nd respondent-temple for a period of three years. However by virtue of the orders of this Court in W.P.No.9530 of 2004 in which the said auction proceedings were questioned, the existing tenant was permitted to continue for the year 2004-2005. The petitioner states that being the successful bidder in the auction, he made a representation dated 25-07-2004 requesting the 2nd respondent to lease out the land in his favour for the remaining years i.e., 2005-2006 and 2006-2007 for a sum of Rs.1,25,000/-. He states that his representation was forwarded by the 2nd respondent-temple to the 1st respondent, however the 1st respondent failed to pass any order. Hence this writ petition.

Having heard the learned counsel for the petitioner and the learned Government Pleader appearing for the respondents, without expressing any opinion with regard to the claim made by the petitioner, the writ petition is disposed of with a direction to the 1st respondent to consider and dispose of the representation of the petitioner dated 25-7-2004, as expeditiously as possible, preferably within a period of four weeks from the date of receipt of this order.

25-10-2004

rkk

To

1 The Deputy Commissioner, Endowments Department,

Kakinada, E.G.District.
2 Sri Vasanta Venugopala & Anjaneya Swamy Temple,

Poranki (V), Penamaluru (M), Krishna District,
rep., by its Executive Officer

3 Two CCS to GP for Endowments, High Court buildings,

Hyderabad (OUT)

4 Two CD copies